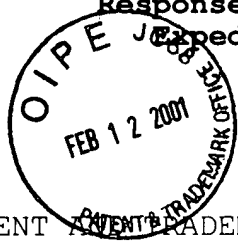


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Response Under 37 C.F.R. § 1.116  
Expedited Procedure Examining  
Examining Group 1745

PATENT  
0965-0232P

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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Toshio NISHI et al.  
Serial No.: 09/118,833 Group: 1745  
Filed: July 20, 1998 Examiner: J. Crepeau  
For: SOLID ELECTROLYTE TYPE FUEL BATTERY

LARGE ENTITY TRANSMITTAL FORM  
FOR RESPONSE AFTER FINAL UNDER 37 C.F.R. § 1.116

Assistant Commissioner for Patents  
Washington, DC 20231

February 12, 2001

Sir:

Transmitted herewith is an amendment in the above-identified application.

— The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

— The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT					HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	14	-	20	=	0			\$ 18	\$
INDEPENDENT	4	-	4	=	0			\$ 80	\$
FIRST PRESENTATION OF A MULTIPLE CLAIM								\$270	\$
								TOTAL	\$

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X Petition for two (2) months extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$ 390.00 for the extension of time.

       No fee is required.

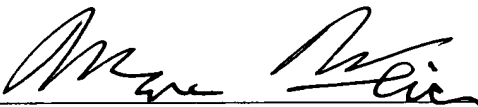
X A check in the amount of \$ 390.00 is enclosed.

       Please charge Deposit Account No. 02-2448 in the amount of \$           . This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By:   
Marc S. Weiner  
Reg. No. 32,181

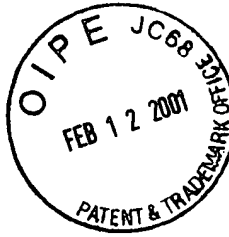
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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Toshiro NISHI et al.  
Serial No.: 09/118,833 Group: 1745  
Filed: July 20, 1998 Examiner: J. Crepeau  
For: SOLID ELECTROLYTE TYPE FUEL BATTERY

**REPLY UNDER 37 C.F.R. 1.116**

Assistant Commissioner of Patents  
Washington, D.C. 20231

February 12, 2001  
(Monday)

Sir:

In reply to the Examiner's Final Office Action dated April 10, 2000, and further to the Amendment filed July 10, 2000, the Advisory Action mailed July 21, 2000, the Amendment filed September 11, 2000 and the Advisory Action mailed September 19, 2000, a Notice of Appeal having been filed on October 10, 2000, the period for response having been extended two (2) months to February 10, 2001, the following remarks are respectfully submitted in connection with the above-identified application.

**REMARKS**

**Status of the Claims**

Claims 4-17 are pending in the application.

Entry of amended claim 5 filed in the Amendment of September 11, 2000 is respectfully requested because it better defines the subject matter of this claim so as to place the application in a better form for Appeal. As a result, the amendments to claim 5

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